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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

STANLEY GORDON BENNETT III 1988
TRUST, and STANLEY GORDON BENNETT III
individually and in his capacity as settlor and
trustee of the Stanley Gordon Bennett III 1988
Trust,

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-05021 (SMB)

Defendants.

NOTICE OF EXTENDED RESPONSE DUE DATE

On November 10, 2010, this Court entered the Order (1) Establishing Litigation Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (the “Order”)¹ [Adv. Pro. No. 08-01789 (SMB), Dkt. No. 3141]. Pursuant to the Notice of Applicability filed by Plaintiff Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually (“Madoff”), in this Adversary Proceeding on December 6, 2010 [Dkt. No. 2], the Order and the avoidance procedures contained therein (the “Avoidance Procedures”) are applicable to the instant matter.

Pursuant to the Avoidance Procedures, Section 2(E), the Trustee is required to file a “Notice of Extended Response Due Date” upon the termination of mediation setting forth the new response due date. In accordance therewith, the new response due date should be thirty (30) days following the date of completion of the failed mediation.

On August 26, 2014, the mediator, Francis G. Conrad, filed a Final Mediator’s Report indicating that the parties were unable to reach a mutually satisfactory resolution of the disputes involved in the adversary proceeding and that there would be no further point to continuing the mediation. Accordingly, the Trustee is providing thirty (30) days from the date of this filing for Defendants to respond to the Complaint which would be on or before September 26, 2014.

¹ All terms not defined herein shall be given the meaning ascribed to them in the Order.

Dated: New York, New York

August 26, 2014

/s/ Nicholas J. Cremona

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